

**PUBLIC MEETING**  
**June 29, 2010**  
**MINUTES**

Vice-Chair Derek Brown called the meeting to order at 9 a.m.

Commissioner Andy Hunthausen was present. Commissioner Mike Murray was absent attending a Montana Association of Counties Meeting. Others attending all or a portion of the meeting included Eric Bryson, Katie Jerstad, K. Paul Stahl, Audra Zacherl, Sherrel Rhys, Tammy Potter, Greg McNally, Christal Ness, Mark Simonich, Jack Walsh, and Rita Cortright, Recording Secretary.

Pledge of Allegiance. Everyone recited the Pledge

Consent Action Items. (Eric Bryson)

- a. State of Montana Board of Crime Control Grant Award of \$41,200 to Lewis & Clark County Sheriff's Office for Violence Against Women's Act. (Tammy Potter)
- b. Modification #1 to Contract 510042 Between Lewis and Clark County and MT Dept. of Environmental Quality for Inspection of Small Public Water Supply Systems, Extending the Contract to Dec. 31, 2010, and Allowing for Maximum Payment of \$3,700 for Completed Inspections. (Laurel Riek)
- c. Resolution 2010- 217 Ordering a Refund of Taxes/Fees/Assessments Paid by Robert A. & Shirley A. Clearman in the Amount of \$19.21. (Cheryl Green)
- d. Resolution 2010-218 Ordering a Refund of Taxes/Fees/Assessments Paid by William M. & James T. Ryan in the Amount of \$139.97. (Cheryl Green)
- e. Resolution 2010-219 Ordering a Refund of Taxes/Fees/Assessments Paid by James F. & Kathleen J. Ahrens in the Amount of \$395.26. (Cheryl Green)
- f. Resolution 2010-220 Ordering a Refund of Taxes/Fees/Assessments Paid by William J. & Lisa Schauer in the Amount of \$354.60. (Cheryl Green)
- g. Resolution 2010-221 Ordering a Refund of Taxes/Fees/Assessments Paid by Dave Burningham in the Amount of \$307.88. (Cheryl Green)
- h. Resolution 2010-222 Ordering a Refund of Taxes/Fees/Assessments Paid by IN I AM WE TRUST, Gary E. & Betty Murphy, in the Amount of \$209.97. (Cheryl Green)
- i. Resolution 2010-223 Canceling Uncalled Warrants Drawn on US Bank of Helena with a Date of Issuance Between July 1, 2007 and June 30, 2009, from the Sheriff's Writ Fund #706 Office Pursuant to Section 7-6-2607, MCA. (Paulette DeHart)
- j. Resolution 2010-224 Canceling Uncalled Warrants Drawn on US Bank of Helena with a Date of Issuance Between July 1, 2008 & June 30, 2009, from the Clerk & Recorder Account in Fund #001 Office Pursuant to Sec.7-6-2607, MCA. (Paulette DeHart)
- k. Resolution 2010-225 Canceling Uncalled Warrants Drawn on US Bank of Helena with a Date of Issuance Between July 1, 2007, and June 30, 2009, from the Sheriff's Commissary Fund #703 Office Pursuant to Section 7-6-2607, MCA. (Paulette DeHart)
- l. Resolution 2010-226 Canceling Uncalled Warrants Drawn on US Bank of Helena with a Date of Issuance Between July 1, 2008 and June 30, 2009, from the

- Fairgrounds Fund #719 Office Pursuant to Section 7-6-2607, MCA. (Paulette DeHart)
- m. Resolution 2010-228 Canceling Uncalled Warrants Drawn on US Bank of Helena with a Date of Issuance Between July 1, 2008 and June 30, 2009, from the Treasurer's Office Accounting Department Pursuant to Section 7-6-2607, MCA. (Paulette DeHart)
  - n. Contract Amendment No. 1 to Contract Dated April 27, 2010 Between Lewis and Clark County and Bjerke Construction, Inc. in the Amount of \$2,329.63. (Audra Zacherl)
  - o. Grant Agmt. #MDA 105357 Between Montana Agriculture Development Council and Lewis and Clark County Extension Office for Coordination Meetings with Local Food System Advocates in the Amount of \$1,178.00 (Eric Bryson)
  - p. Resolution 2010-229 Declaring Certain Cooney Home Accounts Receivable Balances Uncollectible. (Heidi Heiser)
  - q. Contract and Encroachment Agreement Between Lewis and Clark County and Gerald Wheat and Susan Johnson for Domestic Well Encroaching Approx. 1 Foot into the Designated No Build Zone of Lot 45 of Guettler Minor Subdivision No. 2, aka 7334 Layla Loop, Helena, MT (Christal Ness)
  - r. Final Plat – Big Valley, Tract 51 Amended Subdivision (Welsh Estates). (Greg McNally)

Eric Bryson reported on the consent action items and recommended approval. The tax refunds are the result of the re-appraisal process by the Department of Revenue.

No public comments were received.

Commissioner Hunthausen moved approval of the consent action items and authorized the Chair to sign. Commissioner Brown seconded the motion. The motion carried 2-0.

Resolution 2010-216. A Resolution of Intent to Revise the Augusta Solid Waste District Assessment and Pay-As-You-Throw Policy and Rates as Recommended by the Augusta Solid Waste District. (Sherrel Rhys)

Sherrel Rhys reported that the Augusta Solid Waste District has revised a new system that more fairly assesses fees based on the volume of waste produced. The resolution would have a base fee of \$25 for maintenance of the solid waste site and \$75 per residential unit and businesses would be multiples of that same residential assessment. The public hearing has been scheduled for July 8, 2010 at 9 a.m.

No public comment was received.

Bid Award. New Weed Department Office Building, Lewis and Clark County, Montana. (Audra Zacherl) The project generally consists of a new in-place 700 sf. (min.) office building on a permanent foundation to be located at 3402 Cooney Drive on Lewis and Clark County Property.

Audra Zacherl reported that three bids were opened from two different vendors. Staff requested additional time until Thursday, July 1 to present a recommendation.

Commissioner Hunthausen moved to continue this until Thursday's regularly scheduled public meeting. Commissioner Brown seconded the motion. The motion carried 2-0.

Bid Award. Lewis and Clark County Courtroom Renovation, Helena, Montana. (Audra Zacherl) Bids are invited for one general contract on a lump sum basis and shall be submitted on the proposal form provided with the contract documents.


Audra Zacherl reported that two bids were opened on June 24. Staff requested additional time until Thursday, July 8, to present a recommendation.

Commissioner Hunthausen moved to continue this until the July 8 regularly scheduled public meeting. Commissioner Brown seconded the motion. The motion carried 2-0.

Public comments on any public matter within the jurisdiction of the Commission that is not on the agenda above. None.

There was no other business, the meeting adjourned at 9:12 a.m.

LEWIS AND CLARK COUNTY  
BOARD OF COMMISSIONERS

  
Michael A. Murray, Chairman

  
Derek Brown

  
Andy Hunthausen

ATTEST:

  
Paulette DeHart, Clerk of the Board